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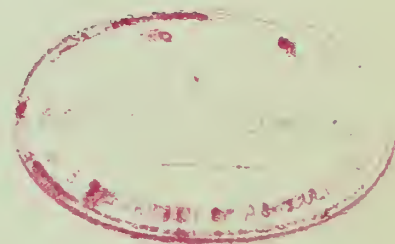
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UNITED STATES DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service

REGULATIONS AND INSTRUCTIONS
Governing
DOCKAGE INSPECTION OF COUNTRY-RUN FORAGE SEED



Effective August 1, 1939

Washington, D. C.
July, 1939

Title 7
UNITED STATES DEPARTMENT OF AGRICULTURE
Chapter I
Agricultural Marketing Service
Part 62

RULES AND REGULATIONS OF THE SECRETARY OF AGRICULTURE
GOVERNING INSPECTION OF COUNTRY-RUN FORAGE SEEDS FOR
DOCKAGE.

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By virtue of the authority vested in the Secretary of Agriculture by the provision in the Act of Congress entitled "An Act Making Appropriations for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1939, and for other purposes," approved June 16, 1938, (52 Stat. 710) authorizing the establishment of an inspection service for farm products, I, H. A. Wallace, Secretary of Agriculture, do prescribe and promulgate the following rules and regulations governing the inspection and certification of country-run forage seeds for dockage, to be in force and effect on and after October 10, 1938 as long as Congress shall provide the necessary authority therefor, unless amended or superseded by rules and regulations hereafter prescribed and promulgated under such authority.

Subpart A--DEFINITIONS

Section 62.01 Meaning of words. Words used in these regulations in the singular form shall be deemed to import the plural, and vice versa, as the case may demand.

62.02 Terms defined. For the purposes of these regulations, unless the context otherwise requires, the following terms shall be construed, respectively, to mean:

(a) The Act. The following provision of an act of Congress entitled "an act making appropriations for the Department of Agriculture and for the Farm Credit Administration for the fiscal year ending June 30, 1939, and for other purposes," approved June 16, 1938 (52 Stat., 710) "For enabling the Secretary of Agriculture, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, boards of trade, chambers of commerce, or other associations of business men or trade organizations, and persons or corporations engaged in the production, transportation, marketing, and distribution of farm and food products, whether operating in one or more jurisdictions, to investigate and certify to shippers and other interested parties the class, quality, and condition of cotton, tobacco, fruits, and vegetables, whether raw, dried, or canned, poultry, butter, hay, and other perishable farm products when offered for interstate shipment or when received at such important central markets as the Secretary of Agriculture may from time to time designate, or at points which may be conveniently reached therefrom, under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered: Provided, That certificates issued by the authorized agents of the Department shall be received in all courts of the United States as Prima facie evidence of the truth of the statements therein contained."

(b) Secretary. Secretary of Agriculture of the United States.

(c) Service. Agricultural Marketing Service of the United States Department of Agriculture.

(d) Person. Individual, association, partnership, or corporation.

(e) Inspector. Employee of the Department of Agriculture authorized by the Secretary, or other person licensed by him in accordance with these regulations, to investigate and certify to shippers and other interested parties the class, dockage, and condition of country-run forage seeds under the act.

(f) Official sampler. Employee of the Department of Agriculture, or other person authorized or licensed by the Secretary, to draw official samples of country-run forage seeds under the act and these regulations.

(g) Forage seeds. Forage seeds shall include the seeds of alfalfa, red clover, alsike clover, crimson clover, white clover, sweetclover, lespedeza, vetch, timothy, redtop, bluegrass, orchard grass, bentgrass, ryegrass, bromegrass, millet, sorgo, Sudan grass, and any other seeds used for the production of forage.

(h) Country-run forage seeds. Uncleaned or rough-cleaned forage seeds as they are threshed, handled or shipped by the producer or shipper and sold or shipped to the wholesale dealer.

(i) Dockage. Dockage shall be weed seeds, stems, chaff, straw, and any other material which can be removed readily from the forage seed of the class under consideration by the use of appropriate sieves or screens and other cleaning devices, but shall not include other merchantable forage seeds.

(j) Office of inspection. The office of an inspector of country-run forage seeds.

(k) Inspection certificate. Certificate of the class, dockage, and/or condition of country-run forage seeds issued by an inspector under the act.

(l) Interested party. Any person who has a financial interest in the seed involved, including all carriers and warehouses who have handled or will handle the seed, the present owner or any person who owned the seed prior to him, and persons to whom the seed has been sold or shipped and whose acceptance thereof hinges on the inspection.

(m) Regulations. Rules and regulations of the Secretary under the act.

Subpart B - ADMINISTRATION

62.03 Chief of Service. The Chief of the Agricultural Marketing Service is charged with the administration of the provisions of the act and these regulations, and is authorized to issue such instructions as he may deem proper and necessary for the conduct of the service.

Subpart C - WHERE SERVICE IS OFFERED

62.04 Inspection; where made. Inspections may be made for the purpose of the act wherever country-run forage seeds are offered for interstate shipment including farms, warehouses, elevators, loading platforms, wagons, trucks, railroad cars, boats, barges, and vessels and at designated important central markets whenever inspectors or official samplers are available and at nearby points accessible to such inspectors or samplers.

Subpart D - INSPECTION

62.05 Kind of service. Inspections made under the act are for the purpose of determining class, dockage, and condition of country-run forage seeds.

62.06 Who may obtain inspection. Application for inspection of country-run forage seeds under the act may be made by a State, or by any interested party, or by any authorized person in behalf of such applicant.

62.07 How to make application. Application for inspection of country-run forage seeds under the act may be made in writing, or orally, by telegraph, telephone, or otherwise. Such application may be filed in the office of inspection or with inspector or official sampler. If made orally, the inspector may require that it be confirmed in writing.

62.08 Form of application. The written application for inspection of country-run forage seeds under the act shall include: (a) the date of the application; (b) the identification and location of the seed; (c) the kind of seed; (d) the name and post-office address of the applicant and of the person, if any, making the application in his behalf; and (e) such other necessary information as the inspector may require.

62.09 When application deemed filed. An application shall be deemed filed when delivered to an office of inspection or to an official sampler or inspector. Record showing date and time of filing shall be made.

62.10 When an application may be rejected. Any application may be rejected by the inspector with whom it is filed or by the Chief of the Service for any noncompliance with the act or these regulations or instructions of the Chief of the Service and all expenses incurred in connection therewith shall be paid by the applicant as provided in section 62.35.

62.11 When an application may be withdrawn. An application for inspection may be withdrawn by the applicant at any time before the sample or any portion thereof is drawn upon payment of all expenses incurred in connection therewith as provided in section 62.35.

62.12 Authority of agent. Proof of authority of any person applying for inspection on behalf of another may be required, in the discretion of the inspector.

62.13 Certificate issued on each lot. A separate certificate shall be issued for each carlot, truck lot, or other lot of seed covered by one application. Wherever there are distinctly two or more qualities of seed in a carlot, truck lot, or other lot of seed covered by one application and these can be segregated by sampling they shall be sampled separately and reported separately in the inspection certificate, or they may be segregated further when requested by the applicant.

62.14 Form of certificate. The inspection certificate for country-run forage seeds shall be in a form approved by the Chief of the Service and shall include among other things the following information for each lot inspected: (a) serial number of certificate, (b) the heading "United States Department of Agriculture, Agricultural Marketing Service," (c) the statement that it is an inspection certificate for dockage, (d) the location of the seed at time of inspection, (e) date of inspection, (f) quantity inspected, (g) identification of lot, (h) percentage of dockage, (i) name and percentage of each merchantable crop seed in screenings, (j) fees and charges, (k) name of applicant, and (l) signature of inspector.

62.15 Order of inspection. The inspector shall comply with as many applications for inspections as facilities will permit and so far as practicable in the order in which applications are received, except that appeal inspections shall take precedence over other inspections.

62.16 Disposition of certificates. The original inspection certificate, immediately upon its issuance, shall be delivered or mailed to the applicant or a person designated by him. One copy shall be filed in the office of the inspector, and one or more copies forwarded to the supervising inspector or the Chief of the Service. Additional copies shall be furnished upon request: (a) to the applicant for whom the inspection was made, or his order; (b) to interested parties who have sold or purchased the seed involved on the basis of Federal inspection; and (c) to interested carriers and public warehouses.

62.17 Advance information. Upon request of an applicant for whom an inspection has been made, all or any part of the contents of the certificate may be telegraphed or telephoned to him or the certificate will be sent air-mail special delivery at his expense.

Subpart E - Appeals

62.18 When an appeal may be taken. Whenever an applicant for whom an inspection has been made or any other interested party believes the class, dockage, and/or condition of a lot of seed stated in an inspection certificate is not the correct class, dockage, and/or condition of such seed, he may, not later than the close of the third business day following the date of the original inspection, file an appeal.

62.19 How to obtain. Application for an appeal, under these regulations, may be made in writing or orally, by telegraph, telephone, or otherwise. If made orally it shall be confirmed promptly in writing. Such application shall be filed either with an inspector or with the Chief of the Service and shall be accompanied by the inspection certificate from which the appeal is taken, if in possession of the appellant. It shall state the reasons for the appeal and whether it is requested, provided the conditions named below can be met, that the appeal be made on the basis of a new sample or on a representative portion of the original sample. An appeal may be made on a new sample only provided (a) all of the seed covered by such inspection is available and accessible for an appeal inspection, (b) the condition of the seed has not undergone any material change, and (c) the identity of the seed has not been lost.

62.20 Record of filing time. A record showing the date and time of filing such application shall be made immediately at the proper office.

62.21 When an appeal may be dismissed. If it shall appear that the reasons stated in an appeal are frivolous or unsubstantial, or the act or these regulations have not been complied with, the appeal may be dismissed, the appellant shall be notified by telegraph or in writing of the reason for such dismissal, a statement of such action shall be included in the record of such appeal by the officer making the same, and all expenses incurred in connection therewith shall be paid by the appellant as provided in section 62.35. Upon the dismissal or withdrawal of an appeal, any inspection certificate filed therewith shall be returned immediately to the person by whom filed or delivered, upon his written order.

62.22 When an appeal may be withdrawn. An appeal may be withdrawn by the appellant at any time before the appeal sample or any portion thereof is drawn upon payment of any expense incurred by the department in connection therewith as provided in section 62.35.

62.23 Order in which made. Appeal inspections shall be made as nearly as practicable in the order in which applications are received, and shall take precedence over other inspections.

62.24 Who shall pass upon appeals. Appeal inspections shall be made by inspectors designated for the purpose by the Chief of the Service.

62.25 Issuance of appeal inspection certificate. When an appeal inspection has been made, an appeal inspection certificate shall be signed and issued by the inspector making the appeal inspection. This appeal inspection certificate shall state the class, dockage, and condition of the seed as shown by the appeal inspection. It shall supersede all other certificates for inspection of the same lot of seed previously made and shall refer specifically to the inspection from which the appeal is taken. Copies of the appeal inspection certificate shall be sent to all interested parties, if known, other than the carriers, and to such of them as have been applicants for any former inspection of the seed on which the special inspection is made. In all other respects the provisions of subpart D relative to inspections shall apply to appeal inspections.

62.26 Superseded certificates. The appeal inspection certificate shall supersede all other certificates for inspections of the same lot of seed previously made at the same place and applicable to the same lot of seed at the time the appeal certificate was issued. When an inspection certificate has been superseded under these regulations by an appeal inspection certificate, it shall not thereafter represent the class and dockage of the lot of seed described therein. If the original and all copies of the superseded certificates are not delivered to the person with whom the application for an appeal inspection is filed, the inspector issuing the appeal inspection certificate shall forward notice of such issuance and of the cancellation of the original certificate to such persons as he considers necessary to prevent fraudulent use of the canceled certificate.

Subpart F - Licensed Samplers

62.27 Who may be licensed. Persons who are citizens of the United States and who show proper qualifications may be licensed by the Secretary to draw official samples of seed under the act from lots offered for inspection. No person shall be licensed as a sampler who is interested, financially or otherwise, directly or indirectly, in the seed to be sampled or who is interested in any seed storage or processing place or in the merchandising of seed; nor shall he be in the employment of a person, corporation, or association owning or operating any storage place, processing place, or merchandising company or other organization which handles seed commercially; nor shall he have been in the employment of any such organization for a period of at least one month prior to being licensed as a sampler.

62.28 When samples shall be drawn. Upon request of an inspector or an applicant for inspection, licensed samplers shall draw official samples from designated lots in accordance with the methods approved by the Chief of the Service.

62.29 Where samples shall be forwarded. Licensed samplers shall forward all samples drawn by them to such inspectors as the Chief of the Service may direct and shall furnish with each sample such information as the Chief of the Service may request.

62.30 Samples shall be official. Samples drawn by licensed samplers shall be accepted by any inspector as official samples and used in connection with the sampler's record as a basis for determining the class, dockage, and/or condition of the lot or lots of seed from which the samples have been drawn.

62.31 Fees and charges paid by applicant. Fees and charges for the services of licensed samplers shall be reasonable, subject to the approval of the Chief of the Service and shall be paid by the applicant.

62.32 License may be suspended. Pending final action by the Secretary, a sampler's license may be suspended by the Chief of the Service or by any official by whom it may be countersigned whenever such official shall deem such action to be for the good of the service. Within ten days after any such suspension the licensee may file an appeal in writing to the Secretary, supported by any argument or evidence that he may wish to offer in his behalf.

Subpart G - Fees, Charges, and Expenses

62.33 Basis for fees and charges. The fees and charges to be collected for sampling, inspections, and appeal inspections of seed at shipping points, designated markets, and other points shall be fixed in accordance with paragraphs (a), (b), and (c) of this section.

(a) Sampling. The fees and charges for sampling by licensed samplers and by salaried employees of the Department of Agriculture shall be fixed by the Chief of the Service and published in accordance with regulation 8, section 2.

(b) Inspection. The fees and charges for inspections by salaried employees of the Department of Agriculture shall be fixed by the Chief of the Service and published in accordance with section 62.38.

(c) Appeal inspection. The fees for appeal inspections shall be double those for inspections, provided that when it is found there was a material error in the inspection from which the appeal is taken, no fees or charges will be assessed against the appellant.

62.34 For traveling expenses, etc. Such further charges may be made for traveling expenses and other items paid or incurred by the sampler or inspector in connection with an inspection made at a place where no sampler or inspector is located or available at the time for making inspections, or appeal inspections where the services of a second inspector are required. These charges shall be included with the fee for inspection on the bill furnished the applicant.

62.35 When inspections or appeal inspections are withdrawn or refused. When applications for inspection or appeal inspection are withdrawn by the applicant in accordance with section 62.11 or section 62.22 or when such applications are rejected or dismissed in accordance with section 62.10, or section 62.21, the regular fee will not be charged but the applicant may be required to pay a reasonable amount for the inspector's time, together with all expenses for travel and other items in connection with such application prior to such withdrawal or refusal.

62.36 Payment; how made. The fees and charges for each inspection or appeal inspection shall be paid by the applicant in accordance with the directions on the fee bill furnished by the inspector and in advance if required by the inspector.

Subpart H -- Miscellaneous

62.37 Fraud or misrepresentation. Any misrepresentation or any deceptive or fraudulent practice made or committed by any applicant for inspection may be deemed sufficient cause for debarring the person guilty thereof from any further inspections under the act.

62.38 Publication. Publications under the act and these regulations shall be made in Service and Regulatory Announcements of the Service and such other mediums as the Chief of the Service may from time to time designate for the purpose.

62.39 Political activity. All samplers and inspectors authorized either by appointment or license from the Secretary of Agriculture to draw official samples of seed or to issue inspection certificates under the act and these regulations are forbidden, during the period of their appointment or license, to take an active part in political management or in political campaigns. Political activity in city, county, State, or national elections, whether primary or regular, or in behalf of any party or candidate, or any measure to be voted upon, is prohibited. This applies to all appointees, including temporary and cooperative employees, and employees on leave of absence with or without pay. Willful violation of this regulation will constitute grounds for dismissal in the case of appointees, and revocation of licenses in the case of licensees.

62.40 Inspection records confidential. Records of inspection, including copies of certificates issued, records of such certificates, applicants' accounts, and other detailed information relating to the work of an inspection office are not to be made available to or to be opened for examination by any person who is not connected with the inspection service. Such records are to be held strictly confidential for reference by the inspector in charge of the office and his assistants and by the supervising inspector. Summarized reports which do not disclose the operations of an individual grower, shipper, or other applicant for inspection and which are identified clearly as to source and contents may be released to the public, provided that when so released they shall be published in such manner and in such mediums as will make the information available alike to all interested persons.

62.41 Identification. An identification card licensing or authorizing the person whose signature appears on the back to sample or inspect seed shall be accepted as proper identification.

62.42 Receipt of papers to be recorded. The inspector or other official operating under these regulations receiving any paper accepted for filing shall note thereon, or on a record kept for the purpose, the place and date of its receipt.

In testimony whereof I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this 8th day of October 1938.

J. A. Wallace

Secretary of Agriculture

INSTRUCTIONS OF THE CHIEF OF THE AGRICULTURAL MARKETING SERVICE
GOVERNING THE INSPECTION OF COUNTRY-RUN FORAGE SEEDS FOR DOCKAGE.

By virtue of the authority vested in the Chief of the Agricultural Marketing Service as contained in section 62.03 of the rules and regulations of the Secretary of Agriculture, governing the inspection and certification of country-run forage seeds for dockage, I, C. W. Kitchen, Chief of the Agricultural Marketing Service, do hereby issue in lieu of previous instructions the following instructions, to be in force and effect, on and after August 1, 1939, unless amended or superseded by instructions issued in lieu thereof.

RULE 1

DEFINITIONS

Section 1. For the purpose of dockage inspection of country-run forage seeds:

- (a) Basis of determinations.--All determinations shall be made upon the basis of a representative sample drawn in accordance with methods approved by the Chief of the Service. With sweetclover seed the unhulled seed in the original sample shall be hulled before the determination of dockage.
- (b) Percentages of merchantable forage seeds in screenings and dockage shall be based upon the weight of the original sample before cleaning. The quantity of any one kind of forage seed, other than timothy, in timothy mixed seed shall be the total quantity of such seed in the cleaned seed and in merchantable forage seeds in screenings and the percentage shall be based on the weight of the original sample. The percentage of foreign material and hulled seed in cleaned seed shall be based upon the weight of the cleaned seed. The percentage of dockage shall be given in half or whole percents; fractions other than half a percent shall be expressed as the next lower whole or half percent.
- (c) Country-run timothy seed before the removal of screenings shall contain 50 percent or more of timothy seed and may include not more than 5 percent each of one or more other forage seeds.
- (d) Country-run timothy mixed seed shall be any mixture of timothy seed with other forage seeds which before the removal of the screenings contain 50 percent or more of a mixture of timothy and other forage seeds of which 25 percent or more shall be timothy and more than 5 percent each of one or more other forage seeds. The designation for timothy mixed seed shall include in the order of occurrence

the name of each kind of seed present in quantities of over 5 percent, e. g., Timothy Red Clover Mixed Seed, Timothy Alsike Clover Redtop Mixed Seed.

- (e) Country-run sweetclover seed before the removal of screenings shall contain 25 percent or more of sweetclover seed. (Basis cleaned sweetclover seed.)
- (f) Cleaned seed of any kind or class of forage seed shall be the seed of that kind or class after the removal of screenings.
- (g) Screenings shall be all material which is removed from any country-run forage seeds in the separate or combined operations of hulling, screening, or cleaning in the production of cleaned seed.
- (h) Merchantable forage seeds in screenings shall be those kinds of forage seeds in screenings each of which, or any merchantable combination of which, such as red and alsike clover in timothy, is present to the extent of approximately one percent or more, and which can be put into merchantable condition by recleaning.
- (i) Foreign material in cleaned forage seeds shall be all material other than forage seeds which remain in the cleaned seed.
- (j) Dockage in the several kinds of forage seeds shall be as follows:
 - (1) In timothy and timothy mixed seed dockage shall be the screenings remaining on a 1/25 inch round hole zinc screen and passing through a 6 x 34 wire mesh screen (a screen having approximately 6 meshes x 34 meshes per inch and openings .018 inch wide) from which the merchantable forage seeds, if any, have been removed.
 - (2) In sweetclover seed dockage shall be the screenings when country-run sweetclover seed has been hulled and then cleaned with a Eureka testing cleaner or other device that will produce comparable results using a 6 x 24 wire-mesh bottom screen (a screen having approximately 6 meshes x 24 meshes per inch and openings .027 inch wide) and air controls adjusted so that in the cleaning operation, as nearly as possible very lightweight sweetclover seed and all material other than sweetclover seed will be removed without taking out any sweetclover seed heavier than that passing through the 6 x 24 screen.
- (k) Instructions.--The instructions of the Chief of the Agricultural Marketing Service issued under the rules and regulations of the Secretary of Agriculture governing inspection of country-run forage seeds for dockage.

RULE 2

INSPECTION

Section 1. Kinds of seed inspected.--Country-run timothy seed, country-run timothy mixed seed, and country-run sweetclover seed shall be inspected and certificated for dockage.

Section 2. Application for inspection.--An application for dockage inspection for country-run forage seed may be made to the Hay, Feed and Seed Division, Agricultural Marketing Service, Washington, D. C., or to one of the offices of seed inspection located at 1513 Genesee Street, Kansas City, Mo.; 1103 New Post Office Bldg., Chicago, Ill.; 113 Federal Office Bldg., Minneapolis, Minn.; or to any licensed sampler, or sampling agency employing licensed samplers, who has been authorized by the service for this work. If the application is made orally it should be followed by a written application, properly identifying the location and lot of seed, and giving the name and post-office address of applicant and any other pertinent information. A separate application will be made for each carlot, truck lot (including trailer), or other general lot for the purposes of inspection. (Sections 62.06, 62.07 and 62.08 of regulations.)

Section 3. Information in certificate.--The dockage inspection certificate issued shall contain among other things. (Section 62.14 of regulations.)

(a) For country-run timothy and timothy mixed seed

- (1) class, (2) percentage of merchantable forage seeds in screenings, (3) percentage of hulled seed, and with timothy mixed seed, (4) percentage of foreign material in cleaned seed when one percent or more is present, (5) percentage of dockage, and (6) percentage of each kind of forage seed other than timothy which is named in the class designation in the certificate.

(b) For country-run sweetclover seed

- (1) class, (2) percentage of foreign material in cleaned seed when two percent or more is present, and (3) percentage of dockage.

Section 4. Where service may be obtained.--Dockage inspection of country-run timothy seed and country-run timothy mixed seed will be available at any of the four points named in section 2 of this rule and of country-run sweetclover seed at Washington, Minneapolis, and Kansas City.

Section 5. Drawing sample.--For the purpose of obtaining an official certificate of a lot of seed the sample must be drawn by an official sampler. (Section 62.02 (f) of regulations.) The seed in all cases must be made available for inspection and everything done to expedite procedure in drawing a truly representative sample or samples of the lot or lots of seed covered by the application.

Section 6. Issuing certificate.--When the sample or samples are drawn by a licensed sampler, they are forwarded by the quickest feasible method to the designated inspector who will make the inspection and issue a certificate therefor. The certificate will be delivered to the applicant and other interested party as soon as possible after the inspection is made, but the applicant may obtain upon request a telegraphic report, at his expense, giving the results of the inspection.* Each certificate will cover the lot, or lots included in one application.

Section 7. Sample inspection.--Sample inspections are inspections of unofficial samples delivered to the office of inspection. They may be requested by the applicant for information or educational purposes only or they may be agreed samples. The value of a sample inspection certificate depends largely on whether the applicant has transmitted a truly representative sample of the lot from which it was taken. The entire sample drawn should be sent but should weigh not less than 8 ounces. The sample should bear the sender's name and address and the lot number or identification as shown in the request for inspection. The request for inspection should be sent by first-class mail together with the fee of \$1.25 (money order, check or draft payable to the Treasurer of the United States) for each sample sent.

Section 8. Agreed sample inspection.--Where it is difficult or inconvenient to obtain the services of a licensed sampler, or when a purchase is to be made or a controversy is to be settled by means of an agreed sample the interested parties should agree upon a representative sample drawn from the lot before sending it to the inspector. The instructions with reference to drawing and submitting the sample given in the preceding section should be followed. A form similar to that given below is suggested for use in submitting agreed samples:

Form for Submitting Agreed Sample

To the Office of Federal Seed Inspection: _____ 19 ____.

We agree that the sample sent you under separate cover is a representative sample taken on _____, 193 __, from a lot of country-run forage seed identified and located as follows: _____

Car number or other identification of seed. _____

We hereby request that it be inspected and certificated by a Federal seed inspector and a copy of the dockage certificate mailed to each of the parties named below. The fee of \$1.25 is enclosed for this sample inspection.

Name, interests, and addresses, of parties submitting sample:

Name	Interest	Address
_____	_____	_____
_____	_____	_____

Section 9. Sample inspection certificate.--The inspection certificate issued on a submitted or agreed sample differs from the inspection certificate issued on a lot in that it officially applies to the sample only and may not be used to represent a larger lot. This, however, does not preclude its use with agreed samples as a basis of settlement in particular transactions, as outlined above, where it is not feasible to have an inspection of the lot.

RULE 3

FEES AND CHARGES

Section 1. Fees and charges.--The fees and charges for sampling and dockage inspection of country-run timothy, timothy mixed or sweetclover seeds shall be as follows: (a) For sampling sacked seed under one application for inspection, \$2 for the first 150 bags or less and 50 cents for each additional 150 bags or fraction thereof; (b) For sampling seed in bulk, \$1 per carlot consisting of only one lot and 50 cents for each additional lot in the car; (c) For dockage inspection of one or more samples submitted by an official sampler under one application (rule 2, section 2) for inspection, \$1.75 for the first sample and \$1.25 for each additional sample, (d) For dockage inspection of a submitted or agreed sample delivered to the office of inspection, \$1.25; (e) For appeal inspections double the fee for inspection if original inspection sustained and no charge if original inspection not sustained; and (f) Traveling and other unusual expenses, if any, incurred in sampling and inspection will be charged in addition to the regular fees for sampling and inspection. All the foregoing fees and charges will be collected from the applicant by the inspector except the sampling fee of a licensed sampler which will be collected by the sampler or the agency which employs him.

In testimony whereof I have hereunto set my hand in the City of
Washington on the 25th day of July, 1939.

O. W. Kitchen

Chief of Service.

